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RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

ADR

C09-00705

CIVIL No. C

~~PROPOSED~~

TEMPORARY

## INJUNCTION

3

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1 upon consideration of the pleadings, affidavits, evidence, and briefs and argument of counsel,  
2 and the entire record in the case, has made and filed its Findings of Facts and Conclusions of  
3 Law, finding and concluding that the Regional Director has reasonable cause to believe, and a  
4 likelihood of establishing, that International Longshore and Warehouse Union Local 10, herein  
5 called Respondent, has engaged in, and is engaging in, acts and conduct in violation of Section  
6 8(b)(4)(i)(ii)(D) of the Act, [29 U.S.C., §158(b)(4)(i)(ii)(D)], and that such acts and conduct will  
7 likely be repeated unless enjoined.

8 Now, therefore, upon the entire record, it is

9 ORDERED, ADJUDGED AND DECREED that, pending the final disposition of the  
10 matter here involved now pending before the National Labor Relations Board, the Petition for  
11 Temporary Injunction should be, and hereby is, granted in the manner specifically set forth  
12 below.

13 (a) Respondent, its officers, representatives, agents, servants, employees and all  
14 members, persons and other labor organizations acting in concert or participation with it, be, and  
15 hereby are, enjoined and restrained from:

16 (1) engaging in, inducing, or encouraging employees employed by ABF or any  
17 person engaged in commerce or in an industry affecting commerce to engage in, a  
18 strike or a refusal in the course of his employment to use, manufacture, process,  
19 transport, or otherwise handle or work on any goods, articles, material, or  
20 commodities or to perform any services at Pier 7 in Oakland, California, or any  
21 other location, where an object thereof is to force ABF to assign work to  
22 employees who are members of Respondent;

23 (2) threatening, coercing, or restraining ABF or any person engaged in commerce,  
24 where an object thereof is to force ABF to assign work to employees who are  
25 members of Respondent;

(b) Directing Respondent to take the following affirmative action:

- (1) Post copies of the District Court's opinion and order at Respondent's facilities where notices to employees/members are customarily posted, said postings to be maintained during the pendency of the Board's administrative proceedings free from all obstructions and defacements.
- (2) Within 20 days of issuance of the District Court's order, file with the District Court, with a copy submitted to Petitioner, a sworn affidavit from a responsible official of Respondent, setting forth with specificity the manner in which Respondent has complied with the terms of the District Court's order, including how and when it posted the documents required by the order.

(c) That the Court grant such other and further relief as may be just and proper.

DATED AT <sup>San Francisco</sup>, California, this 9th day of March 2009

